IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 59 OF 2007
IN
PETITION NO.123 OF 2003.

Heeralal S. Parmar. ... Petitioning creditor.

Versus.

1. V.K.Krishnan
2. Nirmala V.Krishnan ... Judgment debtors.

Shri Kishore Jain for the Petitioning creditor.

Insolvent is present in person.

Shri A.P.Kothari, Dy.Official Assignee is present.

CORAM : ABHAY S.OKA, J.

DATED : 17th July, 2007.

P.C.:

1. Heard the learned Counsel appearing for the petitioning creditor. The insolvent is personally present in Court.

2. The prayer in this notice of motion is for annulment as per section 21(1) of the Presidency Town Insolvency Act, 1909. The Official Assignee is present. He states that he has no objection in granting the prayer and that there are no subsisting claims of any other creditors. In view of this position, Notice of Motion is made absolute in terms of prayer clauses (a) and (b).

Judge.